

Police Jury Room
March 1, 2004
Abbeville, Louisiana

Minutes of a regular meeting of the Vermilion Parish Police Jury held on March 1, 2004 with Mr. Hubert J. Faulk presiding.

The meeting was called to order by President Faulk, who asked that the meeting begin with the Pledge of Allegiance, followed by a moment of silent prayer.

The following members were present:

Mr. Purvis Abshire	Mr. Gaulman Gaspard
Mr. Ernal "E. J." Broussard	Mr. Luther "Buster" Hardee III
Mr. Minos Broussard	Mr. Ravis Menard
Mr. Maxwell Chreene	Mr. Mark Poche
Mr. Ronald Darby	Mr. T. J. Prejean, Jr.
Mr. Carroll Duhon	Mr. Edval Simon, Jr.
Mr. Hubert Faulk	Mr. Wayne Touchet

Absent: None

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. Ravis Menard, and unanimously carried, the reading of the minutes of the February 17, 2004 meeting were dispensed with and were accepted.

The President recognized those persons who had requested time on the agenda to present their business at this time.

Representative Don Trahan introduced, Mr. Troy Theriot, his Legislative Assistant, who will be handling field operations and particularly roads and drainage. Representative Trahan's office is located in the old Albert Leblanc office building, located on the south side of Lafayette. Representative Trahan informed the Police Jury that Governor Blanco has called a Special Session, which will begin on Sunday, March 7, 2004. The Regular Session will begin March 29, 2004.

The Vermilion Parish Economic Development District's Director, Mr. Doug Meaux, spoke to the Police Jury informing them, that he is getting around in the parish to introduce himself to the business community. He will try to be a resource, to help existing businesses expand and to recruit new businesses to locate in this area.

Senator Nick Gautreaux, thanked the Police Jury for their assistance and expressed his support of Mr. Meaux's plan of work.

President Faulk read the following announcements:

- (1) The Association Of Government Accountants, will host their 20th Annual Spring Conference on March 10-11, 2004 in Baton Rouge, La.

- (2) The Acadiana Regional Development District, will host a Business Incentives Briefing on Wednesday, March 17, 2004, at the Lafayette Economic Development Authority facility in Lafayette, La.
- (3) The Committee on Transportation, Highways and Public Works, will host a public hearing on Tuesday, March 16, 2004 at 9:30 a.m. at the Louisiana State Capitol in House Committee Room 1 in Baton Rouge, La., to review the Statewide Flood Control Program, the Airport Construction and Development Priority Program, and Port Construction and Development Priority Program.
- (4) The Louisiana Local Technical Assistance Program and the Extension Service of the LSU Agricultural Center will present a Small Construction Site-Storm Water Control & Management Workshop on April 7, 2004 in Lafayette, La.
- (5) The Louisiana Public Risk Management Association will host a work shop entitled "Jazz Up Your Risk Management Skills" on April 14-16, 2004 in New Orleans, La.
- (6) The 2004 NACO Annual Conference and Exposition will be held from July 16-20, 2004 in Phoenix, Arizona.

Mrs. Liz Girouard, with Sellers and Associates, Inc., presented the following business for the Police Jury's consideration.

Upon motion of Mr. Carroll Duhon, duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury recommended final approval of Aldora Subdivision, Phase 2, in Election District No. 2. An inspection has been made and all required improvements have been done and are in order, and necessary documentation provided.

Upon motion of Mr. Luther "Buster" Hardee, III, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the Police Jury approved the issuance of Project Permit No. 1275-D to Cimarex Energy Company to furnish and install the necessary site structure to drill the Cimarex-Henry Heirs #1 Well, located in Election District No.14.

Upon motion of Mr. Luther "Buster" Hardee, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the Police Jury approved the issuance of Project Permit No. 1276 to Reef Exploration, Inc. to install and maintain approximately 1,651 feet of one (1) 4" pipeline, located in Election District No. 2.

Upon motion of Mr. Luther "Buster" Hardee, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the Police Jury approved the issuance of Project Permit No. 1274-D to Proton Energy, LLC to furnish and install necessary site structures to drill the Alliance Trust Co. Well No. 41, located in Election District No. 14.

Mr. Gene Sellers, with Sellers & Associates, Inc., informed the Police Jury that the Wastewater Discharge Permit for the Public Works Complex has been approved by the Department of Environmental Quality.

Upon motion of Mr. Carroll Duhon, duly seconded by Mr. Ronald Darby, and unanimously carried, the Police Jury adopted an ordinance establishing a 25 mph speed limit on Clay Road. Road located off of La. Hwy. 699.

ORDINANCE

2004-O-07

WHEREAS, it has been brought to the Police Jury's attention that a considerable amount of speeding exists which is causing very hazardous conditions on Clay Road.

SECTION I: NOW THEREFORE, BE IT HEREBY ORDAINED, that the Vermilion Parish Police Jury does hereby impose a 25 mph speed limit on Clay Road from La. Hwy. 699, southerly to its dead end.

SECTION II: BE IT HEREBY FURTHER ORDAINED, that the appropriate speed limit signs be installed in said area.

SECTION III: BE IT HEREBY FURTHER ORDAINED, that a maximum penalty of \$100.00 and/or a 10 day jail sentence may be imposed at the discretion of the court.

SECTION IV: BE IT HEREBY FURTHER ORDAINED, that Honorable Sheriff Raywood Lemaire be and is hereby requested and/or directed to enforce the speed limit by the use of radar and/or regular patrolling.

* * * * *

I, Michael J. Bertrand, Secretary-Treasurer, of the Vermilion Parish Police Jury, do hereby certify that the above is a true and exact copy of an ordinance adopted by the Vermilion Parish Police Jury, at the regular meeting of March 1, 2004, at which a quorum was present and acting.

Upon motion of Mr. Luther "Buster" Hardee III, duly seconded by Mr. Gaulman Gaspard, and unanimously carried, the Police Jury approved the Road Committee Recommendations as amended.

PUBLIC ROAD COMMITTEE
FEBRUARY 25, 2004
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC ROAD COMMITTEE MEETING HELD ON FEBRUARY 25, 2004, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that an ordinance be adopted establishing a 25 mph speed limit on Odilon Road from La. Hwy. 14 to Yam Road.

2. It is recommended that the 6 month material supply contract awarded to Municipal Supply, Inc. be cancelled in view of their not being responsive to supply requests and the contract awarded to LACAL Equipment, being the second bidder.
3. It is recommended that Sellers & Associates, Inc. be authorized to prepare a permit to allow Mr. John Arabie to install a new gas line along Arabie Road.
4. It is recommended that Invoice No. 007540 from Sellers & Associates, Inc. in the amount of \$1,163.75 be approved to be paid. Invoice represents engineering services provided relative to the Materials For Parish Road Maintenance Supply Contracts for the period 1/1/04-6/30/04.
5. It is recommended that the Police Jury notify all drainage districts that they will no longer provide labor to build bridges. The Police Jury will continue to provide dump trucks to haul material to backfill culverts or bridge retaining walls or to haul off spoil material.
6. It is recommended that the speed limit ordinance adopted for Lynwood Boulevard and Langlinais Road be amended to reduce the speed limit from 25 mph to 15 mph.
7. It is recommended that the District Attorney be requested to attend the March 15,2004 meeting to address culvert installations.
8. It is recommended that the request of the Seventh Ward Drainage District to furnish labor and equipment to drive pilings be denied. However, the Police Jury will agree to allow the Drainage District to use its leads and hammer to do the work, if they want to do the project.
9. It is recommended that the following state highway permits be authorized to be installed, subject to the project being in accordance with culvert installation policy:
 - A) Todd Saltzman – LA. Hwy. 3093
 - B) Leroy Simon – La Hwy. 82
 - C) Paul Lalande – La. Hwy. 699
10. It is recommended that the Police Jury accept into the parish road system the extension of Calvin Lebouef Road (140', with a 20' x 40' turnaround) subject to the right of way dedication instrument being completed.
11. It is recommended that the DOTD office be requested to place "No Littering" signs on La. Hwy. 91.

It is further recommended that the Sheriff's Office be requested to use the trustee litter crew to cleanup litter along the road, from Hwy. 14, south.
12. It is recommended that the Invoice dated February 17, 2004 from Gulf Insurance Group in the amount of \$2,500.00 be approved to be paid. Invoice represents deductible due relative to the Thibeaux, et.al suit, which has been settled.
13. It is recommended that the President be authorized to sign an Act of Abandonment relative to the abandonment of Pal's Road.

14. It is recommended that the Police Jury adopt the drug and alcohol policy, which was previously distributed for the jurors review.

Respectfully submitted,
Luther "Buster" Hardee,
Chairman

In accordance with the Public Road Committee Recommendations, the following ordinances were adopted:

ORDINANCE

2004-O-04

WHEREAS, it has been brought to the Police Jury's attention that a considerable amount of speeding exists which is causing very hazardous conditions on Odilon Road.

SECTION I: NOW THEREFORE, BE IT HEREBY ORDAINED, that the Vermilion Parish Police Jury does hereby impose a 25 mph speed limit on Odilon Road from Veterans Memorial Dive (La.14) to Yam Road.

SECTION II: BE IT HEREBY FURTHER ORDAINED, that the appropriate speed limit signs be installed in said area.

SECTION III: BE IT HEREBY FURTHER ORDAINED, that a maximum penalty of \$100.00 and/or a 10 day jail sentence may be imposed at the discretion of the court.

SECTION IV: BE IT HEREBY FURTHER ORDAINED, that Honorable Sheriff Raywood Lemaire be and is hereby requested and/or directed to enforce the speed limit by the use of radar and/or regular patrolling.

* * * * *

I, Michael J. Bertrand, Secretary-Treasurer, of the Vermilion Parish Police Jury, do hereby certify that the above is a true and exact copy of an ordinance adopted by the Vermilion Parish Police Jury, at the regular meeting of March 1, 2004, at which a quorum was present and acting.

ORDINANCE

2004-O-05

WHEREAS, it has been brought to the Police Jury's attention that a considerable amount of speeding still exists which is causing very hazardous conditions on Lynnwood Boulevard and Langlinais Road.

SECTION I: NOW THEREFORE, BE IT HEREBY ORDAINED, that the Vermilion Parish Police Jury does hereby reduce the existing speed limit from 25 mph to 15 mph on Lynnwood Boulevard and Langlinais Road for their entire length.

SECTION II: BE IT HEREBY FURTHER ORDAINED, that the appropriate speed limit signs be installed in said area.

SECTION III: BE IT HEREBY FURTHER ORDAINED, that a maximum penalty of \$100.00 and/or a 10 day jail sentence may be imposed at the discretion of the court.

SECTION IV: BE IT HEREBY FURTHER ORDAINED, that Honorable Sheriff Raywood Lemaire be and is hereby requested and/or directed to enforce the speed limit by the use of radar and/or regular patrolling.

* * * * *

I, Michael J. Bertrand, Secretary-Treasurer, of the Vermilion Parish Police Jury, do hereby certify that the above is a true and exact copy of an ordinance adopted by the Vermilion Parish Police Jury, at the regular meeting of March 1, 2004, at which a quorum was present and acting.

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Mark Poche, and unanimously carried, the Police Jury approved the Public Works Committee Recommendations, as presented.

PUBLIC WORKS COMMITTEE
FEBRUARY 25, 2004
ABBEVILLE, LOUISIANA

AS A RESULT OF A PUBLIC WORKS COMMITTEE MEETING HELD ON FEBRUARY 25, 2004, THE FOLLOWING ITEMS ARE RESPECTFULLY SUBMITTED FOR THE JURY'S CONSIDERATION:

1. It is recommended that Sellers & Associates Inc. prepare a request for a one time open burn permit to be submitted to the La. Dept. of Environmental Quality to burn a stockpile of trees which have been brought to the landfill, but because of weather could not be burned in the burner pit.
2. It is recommended that a subcommittee of the Public Works Committee be established, to create a policy regarding garbage pickup for trailer parks, etc. Subcommittee to be made up of Jurors Mark Poche, Wayne Touchet, Luther "Buster" Hardee, III and Ricky LeBlanc.

It is further recommended that the same subcommittee prepare a policy and permit process to address tree, and debris clearing, pickup and disposal.

3. It is recommended that Invoice No. 9051-024 from ICON Environmental Services in the amount of \$1,558.00 be approved to be paid. Invoice represents groundwater monitor well sampling for the 2nd semiannual testing event at the solid waste plant.

4. It is recommended that the Invoice dated 2/12/04 from Deep South Surplus, Inc. in the amount of \$5,000.00 be approved to be paid. Invoice represents the deductible due relative to the auto liability claim of Ms. S. Lacamus.
5. It is recommended that the Police Jury renew the insurance coverage for the rural fire departments for workers compensation with LWCC at a total cost of \$6,886.00. Cost to be prorated to each department based on number of volunteers listed from each department.
6. It is recommended that Police Jury renew the general liability, auto liability, umbrella liability and inland marine coverage for the rural fire departments with Special Risk Insurance, Inc. at a total cost of \$47,555.00. Cost to be prorated to each department based on equipment to be covered.

Respectfully submitted,
T. J. Prejean Jr., Chairman

Upon motion of Mr. Purvis Abshire, duly seconded by Mr. Wayne Touchet, and unanimously carried, the Police Jury approved the renewal of termite warranty for the parish government office complex (old Hibernia Bank) with Dave's Pest Control Services, Inc., at a cost of \$400.00.

Upon motion of Mr. Maxwell Chreene, duly seconded by Mr. Ernal "E.J." Broussard, and unanimously carried, approved the award of the contract for the 2004 Vegetative Planting Project to Coastal Envoirnments, Inc, being the lowest of the four (4) bids received.

Upon motion of Mr. Ronald Darby, duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury approved the Section 5311 Monthly Activity Report for the month of January, 2004, as submitted by the Vermilion Council On Aging, and directed the Secretary to submit the report to the Department of Transportation and Development for reimbursement in accordance with the contract agreement.

Upon motion of Mr. Mark Poche, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the Police Jury approved Budget Amendment 04-03.

Budget Amendment 04-03

PARISHWIDE:

Expenditures:

Transportation:

Road Maintenance:

Capital Outlay – Building Land:

To increase the 2004 budget figure in the amount of \$25,000.00 to develop the Area 2 Barn site at the Old Gulf Coast Vacuum site.

The anticipated 12/31/04 Parishwide fund budget is to be reduced by \$25,000.00.

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. Ernal "E. J." Broussard, and unanimously carried, the Police Jury approved the issuance of a "Letter Of No Objection" relative to the Permit Application of Danny Richard Marina to construct a bulkhead on the Vermilion River and along a private canal.

Upon motion of Mr. Carroll Duhon, duly seconded by Mr. Ernal "E. J." Broussard, and unanimously carried, the Police Jury approved payment of the invoice dated February 25, 2004, from the Secretary of State Office, in the amount of \$8,120.85, which represents the Jury's prorata share of the cost of the election held on November 15, 2003.

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury accepted the resignation of Mr. Jacob Glenn Veazey, who was on the Vermilion Parish Economic Development Board, and appointed Mr. Billy Broussard to replace Mr. Veazey as an at-large commissioner.

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Maxwell Chreene, and unanimously carried, the Police Jury ratified the issuance of a "letter of no objection" for a temporary liquor permit to Mr. Clayton Broussard to sell beer and liquor at the Pecan Island Mardi Gras parade.

The secretary announced that he received a letter from Ms. Delores Hymel, with the American Legion Vermilion Post 29 Auxiliary, thanking the Police Jury for their continued support of the Parish Government Day Program.

Legal Counsel Paul Moresi III, requested the Police Jury to amend the agenda to authorize the Police Jury to go into executive session to discuss ongoing litigation relative to the Mia Nolan, et al vs. VPPJ, suit.

Upon motion of Mr. Minos Broussard, duly seconded by Mr. Edval Simon, Jr., and unanimously carried, the Police Jury approved amending the agenda to call for an executive session and the Jury proceeded into executive session at 7:20 p.m.

Upon motion of Mr. Minos Broussard, duly seconded by Mr. Mark Poche, and unanimously carried, the Police Jury approved returning to its regular session at 7:28 p.m.

Mr. Moresi advised the jurors, that a document to transfer ownership of the A. A. Comeaux Recreation Center has been sent to the City of Abbeville's legal counsel. As soon as a final draft is ready, he will have the President and secretary-treasurer sign the document.

Upon motion of Mr. Wayne Touchet, duly seconded by Mr. T. J. Prejean, Jr., and unanimously carried, the Police Jury authorized Sellers & Associates, Inc., to proceed with preparing a Rural Development Fund application to fund drainage improvements in the Eaton Park Area, and that a resolution requesting funds be approved.

Police Juror T. J. Prejean, Jr. informed the Police Jury that there was a problem at the Mardi Gras Parade in Pecan Island, with people having animals in the crowd during the parade.

Upon motion of Mr. T. J. Prejean, Jr., duly seconded by Mr. Purvis Abshire, and unanimously carried, the secretary-treasurer and legal counsel were directed to draft an ordinance prohibiting pets, exotics, or any animals to be in possession of people in the crowd during any parade, fair, festival or other functions held in the unincorporated areas of the parish, unless the animals are in the parade or is a medical necessity (seeing eye dog).

Upon motion of Mr. Mark Poche, duly seconded by Mr. Gaulman Gaspard, and unanimously carried, there being no further business to be presented, the meeting was duly adjourned.

Secretary-Treasurer

President